IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

MFA.No. 1730 of 1998()

OPMV.93/1993 of MOTOR ACCIDENT CLAIMS TRIBUNAL, PUNALUR
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APPELLANT: PETITIONER

AJAYAN
S/O PRABHAKARAN
ALUMOOTTIL MELATHIL
KARIYARA, PUNALUR

BY ADV. SRI.ANCHAL C.VIJAYAN
SMT.R.PADMAKUMARI

RESPONDENTS: RESPONDENTS

1.SAKHIR HUSSAIN S/O MOHAMMED HANEEFA,
KANJIRAM VILAYIL VEEDU, KARIYARA
VILAKUDY, PUNALUR.

2. THE BRANCH MANAGER
UNITED INDIA INSURANCE COMPANY LIMITED
1ST FLOOR, MAIN ROAD, METTUPALAYAM

3. T.K.HASSAN RAWTHER
THADATHIL PARAMBIL HOUSE,
KAVUMKARA, MOOVATTUPUZHA

BY ADV. SRI.A.A.MOHAMMED NAZIR

THIS MISC. FIRST APPEAL HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.PADMANABHAN NAIR, J.

M.F.A No.1730 of 1998

Dated this the7th day of September 2007

JUDGMENT

Heard. Sri.A.A. Mohammed Nazir takes notice for the insurer. Notice to 1st and 3rd respondents is dispensed with.

The claimant in O.P (MV) 93/1993 on the file of M.A.C.T. Punalur is the appellant. The appellant was a passenger in a vehicle which met with an accident and the appellant sustained injuries. He claimed a compensation of Rs. 75,000/- The Tribunal awarded Rs. 10,000/- for pain and suffering, Rs.15,000/- for permenant disability and Rs.10,000/- for compensation for loss of earning power. It granted compensation on other grounds also. Totally, the Tribunal had awarded an amount of Rs. 45,350/- In the accident the appellant sustained fracture to the left femur. Considering the nature of the injuries sustained, I am of the view that the quantum of compensation awarded is reasonable. There is no merit in this appeal and the same is only to be dismissed.

in the result the appeal is dismissed.

K.PADMANABHAN NAIR,JUDGE

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